

HOUSE BILL 3927  
By Maggart

AN ACT to amend Tennessee Code Annotated, Section 49-2-203 and Title 49, Chapter 6, Part 20, relative to surplus property.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 49-2-203(b)(10)(A), is amended by deleting the subdivision in its entirety and by substituting instead the following language:

(A) Lease or sell surplus buildings or equipment in a commercially reasonable manner and, when required, in accordance with §49-6-2006 and §49-6-2007. Transfer such property without charge or at any mutually agreeable charge to another entity of state government or any subdivision thereof. Authorize short term, transient or temporary uses of school property such as uses by private tutors, private coaches, churches, clubs, individuals, or companies when the use is beneficial to the community and does not interfere with the primary use of the property and, provided, no such use violates state or federal nutritional rules. The LEA shall have absolute discretion concerning which non-profit or for-profit extracurricular activities are beneficial to the community and not detrimental to the primary use of school property as well as the appropriate charge, if any, for the use of a public facility. All such transactions shall be by written contract which shall state the duration, compensation, if any, and all significant terms of the agreement. School systems that maintain web pages shall provide a link where contracts entered into pursuant to this subdivision can be publicly viewed or downloaded. No member of such local or county board or other school official shall be held liable in damages for any injury to person or property resulting from the use of such

school buildings or property. No lease or sale shall be used to avoid any school integration requirement.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.